

Application No. 10/790,300  
Amendment dated February 16, 2007  
Reply to Office action of January 22, 2007

### REMARKS/ARGUMENTS

This amendment is in response to the Office action dated January 22, 2007.

The Examiner objected to claims 1-5 and requested clarity as to said "means by which said whistle sounds."

As an initial matter, the questioned limitation appears only in claims 1 and 4. Claim 5 appropriately recites structures comprising the whistling punching bag. In any event, Applicant has amended claims 1 and 4 to include conventional "means for" language and remove the basis for objection.

Applicant respectfully requests withdrawal of the objections, allowance of the claims and passage of the case to issue.

Respectfully submitted,

POLSTER, LIEDER, WOODRUFF, & LUCCHESI, L.C.

By



Ned W. Randle  
Reg. No. 35,989  
12412 Powerscourt Drive, Suite 200  
St. Louis, Missouri 63131  
Tel.: (314) 238-2400  
Fax: (314) 238-2401